

State of Arizona  
House of Representatives  
Fifty-second Legislature  
Second Regular Session  
2016

# **HOUSE BILL 2260**

## **AN ACT**

AMENDING SECTIONS 8-515.01 AND 8-515.04, ARIZONA REVISED STATUTES; REPEALING SECTION 41-3016.08, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 27, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-3024.16; RELATING TO FOSTER CARE REVIEW BOARDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2       Section 1. Section 8-515.01, Arizona Revised Statutes, is amended to  
3 read:

8-515.01. Local foster care review boards: appointment; exclusions; terms; training; compensation; meetings

6       A. The presiding judge of the juvenile court in each county shall  
7 establish local foster care review boards for the review of cases of children  
8 who are in out-of-home placement and who are the subject of a dependency  
9 action to assist in the review required pursuant to section 8-862. The judge  
10 shall establish one board for each one hundred children, or fraction of that  
11 number. The judge may decide not to create an additional review board if the  
12 number of children assigned to a review board exceeds one hundred by fewer  
13 than fifty children. The boards shall consist of at least five regular  
14 members. The judge may appoint one alternate member for each board if deemed  
15 necessary. The alternate member shall receive all case correspondence and  
16 reports and shall serve on the review board in the absence of one of the  
17 regular members. Each board ~~shall~~, to the maximum extent feasible, SHALL  
18 represent the various socioeconomic, racial and ethnic groups of the county  
19 in which it serves. A list of the members of each local board shall be sent  
20 to the supreme court.

21           B. The presiding judge shall not appoint a person employed by the  
22 division, any child welfare agency or the juvenile court to a local board.

23           C. On the appointment of a new local board, regular board members  
24 shall divide themselves by lot into three classes as nearly equal in number  
25 as possible. Members of the first class shall serve for a term of one year,  
26 members of the second class shall serve for a term of two years and members  
27 of the third class shall serve for a term of three years. All subsequent  
28 local board members, including alternate members, shall serve for a term of  
29 three years, except if a member has been appointed to fill a vacancy  
30 occasioned other than by the expiration of a full term of office. The term  
31 of each member shall expire on the third Monday in January of the appropriate  
32 year. Members shall continue to serve until a successor is appointed. In  
33 the event a vacancy occurs on the local board, the judge shall appoint  
34 another person to serve the unexpired portion of the term.

D. A person shall not remain on a local board unless the person participates in the training established pursuant to section 8-515.04.

37           E. Each local board shall elect a chairman and a vice-chairman and  
38 other officers as it deems necessary.

39 F. Local board members shall be compensated pursuant to title 38,  
40 chapter 4, article 2.

41           G. Each local board shall meet, at a place designated by the juvenile  
42 court, as often as it deems necessary to carry out the duties of the local  
43 board. A local board shall not meet less than twice annually.

1        Sec. 2. Section 8-515.04, Arizona Revised Statutes, is amended to  
2 read:

3              8-515.04. State foster care review board; members; personnel;  
4              training programs; compensation

5        A. The state foster care review board is established within the  
6 supreme court consisting of ~~seven~~ THREE persons who have knowledge of the  
7 problems of foster care and who are appointed by the supreme court and of the  
8 members of the local foster care review boards who are appointed by the  
9 presiding judge of the juvenile court. In counties having only one foster  
10 care review board, the judge shall appoint one member. In counties having  
11 more than one foster care review board, the presiding judge of the juvenile  
12 court shall appoint to the state board only one member for every ~~three~~ TEN  
13 boards EXCEPT THAT NOT MORE THAN SIX MEMBERS MAY BE APPOINTED FROM ANY  
14 COUNTY. Members of the state board who are local board members shall serve  
15 terms that are coterminous with their terms as members of local review  
16 boards. Members who are appointed by the supreme court shall serve terms  
17 that are not less than two years, nor more than five years.

18        B. The state board shall select a chairman and a vice-chairman and any  
19 other officers it deems necessary.

20        C. The state board shall meet no less than twice annually and more  
21 frequently on the call of the chairman or as the board determines. The  
22 supreme court may adopt reasonable rules relating to the functions and  
23 procedures of the local boards and the state board in accordance with the  
24 duties of the boards as provided in this article. The state board shall  
25 review and coordinate the activities of the local boards.

26        D. The supreme court shall employ a coordinator and other personnel it  
27 deems necessary to carry out the duties of the state board and the local  
28 boards. Compensation for all personnel shall be determined pursuant to  
29 section 38-611.

30        E. The state board shall establish training programs for local board  
31 members, which shall include periodic in-service training.

32        F. State board members shall be compensated as determined pursuant to  
33 title 38, chapter 4, article 2.

34              Sec. 3. Repeal

35        Section 41-3016.08, Arizona Revised Statutes, is repealed.

36        Sec. 4. Title 41, chapter 27, article 2, Arizona Revised Statutes, is  
37 amended by adding section 41-3024.16, to read:

38              41-3024.16. State foster care review board; termination July 1,  
39              2024

40        A. THE STATE FOSTER CARE REVIEW BOARD TERMINATES ON JULY 1, 2024.  
41        B. SECTION 8-515.04 IS REPEALED ON JANUARY 1, 2025.

1           Sec. 5. Purpose

2           Pursuant to section 41-2955, subsection B, Arizona Revised Statutes,  
3 the legislature continues the state foster care review board to aid the  
4 juvenile court to determine the proper disposition of children in foster  
5 care.

6           Sec. 6. Retroactivity

7           Sections 1 and 2 of this act are effective retroactively to July 1,  
8 2016.